

Remark

Applicants respectfully request reconsideration of this application as amended. Claims *** have been amended. Claims *** have been cancelled. Therefore, claims *** are present for examination.

Allowable Subject Matter

Claims 4-6, 10-12, 24-26 and 30 were indicated as allowable if rewritten in independent form including all of the limitations of the base claim. The independent claims have been amended to include most of the limitations of Claims 4, 10, 24, and 30. The difference between the allowable claim and the amended independent claim is clear from comparing the claims.

In Claim 1, for example, two messages are sent. The first one has a user instruction and the second one may either have another user instruction or a command to the portable radio device to change the internal setting independent of the user. The references do not appear to show a second message after a period of time, if the user has not changed the internal setting.

In Claim 13, for example, the second message is to change the internal setting if the user has not done so. This is virtually identical to what the Examiner outlined in the statement of the reasons for allowance.

The other independent claims are similar to Claims 1 and 13 and are believed to be allowable on similar grounds. The dependent claims are believed to be allowable also on these grounds as well as for the specific limitations expressly set forth in each such claim, respectively.

New Claims

While Applicant paid filing fees for 92 claims, only 39 of those claims were searched and examined. In order to obtain some of the value from those fees, Applicant has provided several new claims. These claims are all dependent and are therefore believed to be directed to the same invention as the original claims 1-39. They are also fewer in number than original claims 40-90 and are mostly based on original claims 40-92. These claims are believed to be allowable for their dependence on an allowable independent claim as well as for the specific limitations expressly set forth in each such claim, respectively

Conclusion

Applicants respectfully submit that the rejections have been overcome by the amendment and remark, and that the claims as amended are now in condition for allowance. Accordingly, Applicants respectfully request the rejections be withdrawn and the claims as amended be allowed.

Invitation for a Telephone Interview

The Examiner is requested to call the undersigned at (303) 740-1980 if there remains any issue with allowance of the case.

Request for an Extension of Time

Applicants respectfully petition for an extension of time to respond to the outstanding Office Action pursuant to 37 C.F.R. § 1.136(a) should one be necessary.


Please charge our Deposit Account No. 02-2666 to cover the necessary fee under 37 C.F.R. § 1.17(a) for such an extension.

Charge our Deposit Account.

Please charge any shortage to our Deposit Account No. 02-2666.

Respectfully submitted,
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